

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

<p>NETLIST, INC,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>MICRON TECHNOLOGY, INC.; MICRON SEMICONDUCTOR PRODUCTS, INC.; MICRON TECHNOLOGY TEXAS LLC,</p> <p style="text-align: center;">Defendants.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>Civil Action No. 2:22-cv-203-JRG</p> <p>JURY TRIAL DEMANDED</p>
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ORDER

Before this Court is the parties' Joint Motion to Amend Docket Control Order. Having considered the Motion, the Court is of the opinion that it should be and hereby is GRANTED. It is therefore **ORDERED** that the following schedule of deadlines is in effect until further order of this Court:

Current Deadline	Amended Deadline	Event
January 22, 2024	No change	* Jury Selection – 9:00 a.m. in Marshall, Texas
December 26, 2023	No change	* If a juror questionnaire is to be used, an editable (in Microsoft Word format) questionnaire shall be jointly submitted to the Deputy Clerk in Charge by this date. ¹
December 20, 2023	No change	* Pretrial Conference – 9:00 am in Marshall, Texas before Judge Roy Payne
December 11, 2023	No change	*Notify Court of Agreements Reached During Meet and Confer The parties are ordered to meet and confer on any outstanding objections or motions <i>in limine</i> . The parties shall advise the Court of any agreements

		reached no later than 1:00 p.m. three (3) business days before the pretrial conference.
December 11, 2023	No change	*File Joint Pretrial Order, Joint Proposed Jury Instructions, Joint Proposed Verdict Form, Responses to Motions <i>in Limine</i> , Updated Exhibit Lists, Updated Witness Lists, and Updated Deposition Designations
December 4, 2023	No change	*File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e- mail the Court Reporter, Shelly Holmes, at shelly_holmes@txed.uscourts.gov .
November 27, 2023	No change	File Motions <i>in Limine</i> The parties shall limit their motions <i>in limine</i> to issues that if improperly introduced at trial would be so prejudicial that the Court could not alleviate the prejudice by giving appropriate instructions to the jury.
November 27, 2023	No change	Serve Objections to Rebuttal Pretrial Disclosures
November 20, 2023	No change	Serve Objections to Pretrial Disclosures; and Serve Rebuttal Pretrial Disclosures
November 6, 2023	No change	Serve Pretrial Disclosures (Witness List, Deposition Designations, and Exhibit List) by the Party with the Burden of Proof

October 30, 2023	November 8, 2023	<p>*Response to Dispositive Motions (including <i>Daubert</i> Motions).</p> <p>Responses to dispositive motions that were filed <u>prior</u> to the dispositive motion deadline, including <i>Daubert</i> Motions, shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order.² Motions for Summary Judgment shall comply with Local Rule CV-56.</p>
October 16, 2023	October 25, 2023	<p>*File Motions to Strike Expert Testimony (including <i>Daubert</i> Motions)</p> <p>No motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.</p>
October 16, 2023	October 25, 2023	<p>*File Dispositive Motions</p> <p>No dispositive motion may be filed after this date without leave of the Court.</p> <p>Motions shall comply with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional circumstances. Exceptional circumstances require more than agreement among the parties.</u></p>
October 10, 2023	October 23, 2023	Deadline to Complete Expert Discovery
September 25, 2023	October 10, 2023	Serve Disclosures for Rebuttal Expert Witnesses
September 5, 2023	September 20, 2023 (This does not extend or otherwise affect the original deadline to serve written discovery and subpoena requests)	Deadline to Complete Fact Discovery and File Motions to Compel Discovery
September 5, 2023	September 20, 2023	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof